

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Inventors: Toshiaki Waga et al.

Examiner: Catheryne Chen

Serial No.: 10/597,805

Group Art Unit: 1655

Filed: August 8, 2006

Title: Muscular Strength Enhancing Agent

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**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner of Patents  
Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Restriction Requirement dated November 13, 2007 for which a shortened statutory period of one month ending December 13, 2007 was set in which to respond, Applicant elects caffeic acid derivatives as the monomer polyphenol compound in claims 6 and 17 for further prosecution. The elected invention encompasses claims 1-20.

Applicant notes that upon allowance of a generic claim, applicant is entitled to consideration of claims to additional species which are written in dependent form or otherwise included all the limitations of an allowed generic claim as provided by 37 CFR 1.141.

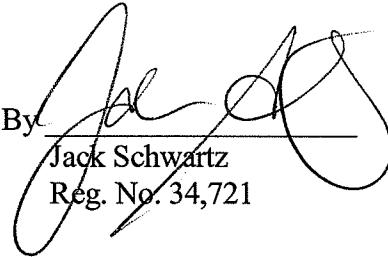
No fee is believed due with this response. However, should a fee be due, please charge the fee to Deposit Account No. 50-2828.

Early and favorable consideration on the merits is respectfully requested.

Respectfully submitted,  
Toshiaki Waga

By

Jack Schwartz  
Reg. No. 34,721

A handwritten signature in black ink, appearing to read "J.S." followed by a stylized surname.

Jack Schwartz & Associates, PLLC  
1350 Broadway, Suite 1510  
New York, New York 10018  
Tel. No.: (212) 971-0416  
Fax No.: (212) 971-0417  
Dated: December 3, 2007